IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital: the November 18, 2005
Criminal Misc. Bail Application No.1036/2005
Order on the bail application of accused

CRIMINAL SIDE

Usman S/o Riyasat
R/o village Sirchandi
P.S. Bhagwanpur
District Haridwar ……Applicant

Versus

State of Uttaranchal …….Opposite Party

Arising out of case crime No.42 of 2005
U/s 392, 411 I.P.C.
P.S. Bhagwanpur
District Haridwar

Hon'ble J. C. S. Rawat, J.

Heard Sri Manish Arora learned counsel for the applicant and learned A.G.A. for the State.

Perused the record. It is alleged that the incident took place on 9/10-3-2005 and the F.I.R. was lodged without mentioning the name of the accused. Co-accused Muzahir was arrested on 15.3.2005 and he named the present applicant as an accused of the alleged crime. Thereafter, the applicant was arrested on 27.4.2003 and two ladies suit alongwith 1½ metre cloth was recovered from his possession. The recovery of one pant @ one shirt and other pieces of clothes were recovered from the possession of co-accused Muzahir, who was released on bail by this Court vide order dated 25.8.2005. Considering the facts and circumstances of the case, it is a fit case for bail.

Let the applicant-accused be released on bail on his executing a personal bond and two sureties each in the like amount to the satisfaction of C.J.M. concerned.

(J. C. S. Rawat, J.)

Dated 18.11.2005
LSR